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MAR 15 1996

STATE OF MAINE

FILED

SUPREME JUDICIAL COURT

DOCKET NOS. BAR-93-14
BAR-94-4

BOARD OF OVERSEERS
OF THE BAR

v.

EARLE S. TYLER, JR.

ORDER ON BOARD OF OVERSEERS
OF THE BAR'S SECOND MOTION
FOR CONTEMPT

The Board of Overseers of the Bar again seeks sanctions for Mr. Tyler's failure to comply with the provisions of M. Bar R. 7.3(i). A hearing on the Board's motion was held at the Penobscot County Courthouse on March 11, 1996. Geoffrey S. Welsh, Esq. appeared for the Board. Earle S. Tyler, Jr. was represented by Douglas B. Chapman, Esq.

On the basis of the exhibits and affidavits offered by the parties and the testimony presented to the court, it is evident that by virtue of his failure to provide written notice to all his clients, opposing attorneys, and courts and agencies in which Mr. Tyler appeared for any party, there is serious question as to whether Mr. Tyler gave the requisite notices of his suspension. From the testimony presented, however, it is clear that the attorneys with whom Mr. Tyler had contact were aware of his suspension.

In its order of April 5, 1995, this court found Mr. Tyler in contempt of the court's order of October 25, 1994. The imposition of further sanctions was however deferred. The court believes that the imposition of further sanctions at this time are not necessary to protect the public. The court is,

however, concerned that Mr. Tyler has yet to acknowledge his responsibility for his violations of the Bar Rules. Thus, although monitoring Mr. Tyler's practice continues only to December 31, 1996, Bar Counsel may subsequent to the termination of the monitoring of Mr. Tyler's practice file an information concerning any complaint against Mr. Tyler for misconduct without the necessity of Grievance Commission review and hearing.

DATED: March 13, 1996

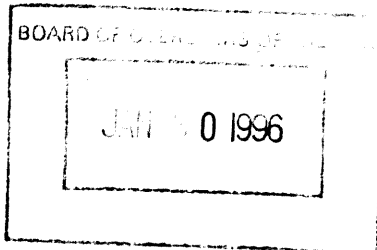


Paul L. Rudman
Associate Justice

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STATE BAR ASSOCIATION



STATE OF MAINE

SUPREME JUDICIAL COURT

DOCKET NOS. BAR-93-14
BAR-94-4

BOARD OF OVERSEERS OF THE BAR]
Petitioner]
EARLE S. TYLER, JR.]
Respondent]

NOTICE OF HEARING ON
MOTION FOR CONTEMPT

TO: Douglas B. Chapman, Esq.
Attorney for Respondent

and

Geoffrey S. Welsh, Esq.
Attorney for Petitioner

The hearing on the Petitioner's Motion for Contempt has been scheduled for February 22, 1996 at 9:00 a.m. in the Penobscot County Courthouse, 97 Hammond Street, Bangor, Maine.

DATED: January 25, 1996

Paul L. Rudman, Associate Justice